OF THE FOSBURG MYSTERY.

NICHOLSON READY TO TELL

# HEAT KILLS FIVE AND NO RELIEF.

High Humidity and a Rising Temperature Again Combine to Try New Yorkers.

# THE TEMPERATURE.

								Hent. Hu	midity.
	A.	M						76	<b>53</b>
	A.	.11						74	741
10	Α.	11						50	711
11	.1.	.11						NI	75
12	M.							SIL	7.1
1	P.	31						MI	71
2	P.	11						87	****
3	P.	11						**	114
4	P.	11						> (<10	46.1
	P.	11						MM	61

# DEATHS FROM HEAT.

PLAHERTY, HELEN, age twelve

81 Second street.

SANFORD, BELLA, age one year No. 404 East Twenty-ninth street. STENERTE, CHARLES, age seven. The anful heat in the west is threatenng New York. Although the temper sture was normal at 11 o'clock to-day, the humidity was up to 76, a high notch.

the nineties in the afternoon and the humid figures held up to the wilting GREAT HEAT IN

The long humid spell is telling on New Yorkers, and to-day five deaths the heat gore reported.

The present heat wave has extended cago and St. Louis. In both cities the perature i ortality has been very great.

serious condition.
Frank Hoffer, forty-two years of age, of No. 524 West Forty-third street, walked into Roosevelt Hospital this afternoon complaining of his head. The physician there found that he was suffering from heat prostration and sent him to Bellevue Hospital.

# NO BREAK IN WESTERN HEAT.

WASHINGTON, July 22.-The early morning reports from the Middle Misslegioni Valley stations of the Weather the people of that drought and heat

## WEATHER FORECAST.

ROBERT

AND MU MOTHED

night and Tuesday; probably showers: light to tresh wes-

degrees, 2 higher, and at Austin, Tex

were indicated there. There was a fall to the temperature at Chicago, and great lakes and later through New England. The weather forecasters sa here is no sign of relief for the peop.

# KILLED BY THE HEAT.

ty-six, of No. 423 East Ninth street. Charles Sternerke Was Found

Dead in His Hed.

# KANSAS CITY.

weather has been experienced in Chi- The only report of rain or lower temhave been received that corn and oats inch of rain fell. Prospects are that Great suffering is also reported from Europe in countries that have heretofore been cool and comfortable.

Showers and light winds are promised for to-night and to-morrow.

Michael Foster, sixty-three years oddernick at Fifteenth street and truck at Fifteenth street and Third avenue to-day. He fell to the street and was taken to Bellevue Hissoital in a serious condition.

Frank Hoffer, forty-two years of any yesterday's record-breaking heat in Mis-

noon the mercury had climbed to 100 with a great percentage of humidity. There have been many prostrations.

COLUMBUS, O., July 32 .- This is the ter at the Government Weather Burea having registered 102 at 1230 P. M. Buf fering is Intense.

Record Breaker at Indianapolis INDIANAPOLIS, Ind., July 22.-This

A. M. the temperature was 102, the high

PLAY CLOSE GAME

Umpire-Emalie.

(Continued from First Page.)

"Did you see how James For-

auspenders barging down. He wore

nothing on his feet."

McFarland, c.

Jennings, 1b. Hallman, 2b. Cross, ss. Orth, p.

Fourth Inning.

PLACES FOR FOUR.

Score Is Tied at End of Harde, re. Murphy, If Demontreville, 2b. Deighant Fourth Inning-Jennings Is Quaker Cap- Lowe, 18. Kittridge, c. Willis, p.

PHILADELPHIA (Pa.) BALL, PARK, Low to Cooley No runs. July 22 .- After an absence of three weeks the Phillies returned to their own stamping ground to-day, meeting Bosstamping ground to-day, meeting Boston in the first of a series of three games. During their Western trip the Quaker sluggers made a most creditable showing, winning eight out of fourteen games played.

Hamilton struck out. Lowe was easy for Western and Jennings. No runs. Hamilton struck out. Lowe was easy for Western and Jennings No runs games played.

Hamilton struck out. Lowe was easy for Western and Jennings No runs.

Much of this improvement is ettributed to Hugh Jennings, who has revolu-tionized the team. Jennings is the head and front of the club, and it w. of through his field management that the Quakers walloped St. Louis, jabbed was an easy out for Demont and Cooley. Wolverton also fanned. No runs. ed to Hugh Jennings, who has revoluskewers into Chicago, bunged up Pitts-

burg and shed some tears in Cincinnati.

From fifth place they jumped into second, but had a relapse and fell back to third position, where they now are.

The Quakers are in superb condition, with not a man on the sick list, and visions of the pennant has stirred up the players.

"Effingham Willie" Shettsline is a happy man. The good showing made by his pets has regarked for them much of their lost prestige, and the crowd which fellowed the local American team out

of curiosity during the early part of the eason has been weaned back to the National League fold.

With the pitchers in good condition and the entire club on good terms with themselves, the menager promises all themselves, the menager promises all corts of unkind treatment for the visit.

orts of unkind treatment for the visiting clubs during the present sojourn.

Manager Shettsline said this afternoon Hamilton. No runs.

that Hugh Jennings was captain of the Philadelphia club, lie was made captain just prior to the time the team

Consul at Gibrattar, Spain: Edward A. Creevey. Connecticut, Consul at Gisucott, consul

lay; at Springfield, Ill., 54 degrees,

and the weather predictions were not of

he humidity was up to 76, a high notch, and the weather predictions were not of promising character.

The temperature was reaching fast for his bed this morning.

The present heat wave has extended to the present heat wave has excepted in Chi-

PHILA. AND BOSTON

Jenninge took care of Cooley alone, lamilton struck out. Lowe was easy a Weiverton and Jennings. No runs.

that room at the time? that from at the time? A the only as thing that made any impression on my mind was the body of my sister on the floor.

"Did you see any other persons in that room?" demanded Mr. Hammond.

started West. Delahanty, he said, was the consulting captain.

Orth in to heave the benders, and Mc-Parisna went behind the bat to break them off. Willis did the hurling for Boston and Kittridge took the receiving and.

Pirst luning.

Difficulty Favorites Get Two Good Positions.

WASHINGTON, July 22—The President down by my sister's side. I saw she was hurt and raised her head and straightened out her body. I remember my father and mother came in any knell down by May. Right after them Brother Bert came in the was Consul at Gibraitar, Spain; Edward A. them Brother Bert came in. He was stargering, recled and fell at my sister's feet.

chau, Saxony; Samuel Smith, New Jer-

THE ACCUSED AND HIS CHIEF COMFORTER

"That night," be said, "my parents, my brother and his wife and Miss Sheldon went to be about 10 o'clock. When my two staters retired they went up the front states to reach their room. Ifad to pass through young Robert Fosburg's room, where he and his wife were already abed.

"When were you first awakened and what aroused you?"

"I heard a terrible shrick that seemed to come from my father's room.

"I heard a terrible shrick that seemed to come from my father's room.

"I sprang out of bed, turned on the room and straightened her out.

"I sprang out of bed, turned on the room and straightened her out.

"I he room and straightened her out.

This testimony went to combat the heavy of the State that the two Robert Tosburgs had not yet undressed when he crime took place.

"What, if anything, eatrice say?"

As I first rushed in I think I heard "As I first rushed in I think I heard er say, 'Oh, mother, look at May,' or say, 'Oh, mother look from calling from the look of the look of the calling from the call of the c

mess in a low voice.

"In which direction did you go?"

"Straight down Dalton avenue to the shop."

Q You say the street on which you ran to go to the telephone was directly down Dalton avenue to the shops? A. Yes, I believe so.

The restimony of this morning was to the effect that the barefoot prints ran in a direction at tight angles to this less I saw a big revolver under the bed."

inwer the balson. The foes pointed toward the house wall.

"The heels were deeply indented," The whole feet except the toes were well defined. The impression of the toes was against light. The heel marks were, I should say, two feet from the wall."

James Poshurg's Story.

James Poshurg's Story.

James Poshurg's Story.

James Poshurg's Story.

James Poshurg's Mark Crossand gave no signs of nervousness. He gave his evidence in clear, steady tones, and gave no signs of nervousness. He gave home in clear, steady tones, and gave no signs of nervousness. He gave home in clear, steady tones, and gave no signs of nervousness. He gave his evidence in clear, steady tones, and gave no signs of nervousness. He gave his evidence in clear, steady tones, and Miss Sheldon attended the South Church in the morning. After dinner he read with May for awhile, and later went to the works.

His brother, the defendant, was with him until 6 o'clock.

"That night," he said, "my parents, my brother and his wife and Miss Sheldon went to had wise and Miss Sheldon went to had was with minus with his side and miss Sheldon went to had was with minus with his wife and Miss Sheldon that his wife and Miss Sheldon the his wife and Miss Sheldon went to had was with his wife and Miss Sheldon that his wife and Miss Sheldon went to had with his wife and Miss Sheldon went to had with him with the his wife and Miss Sheldon went to had with his wife and Miss Sheldon went to had with his wife and Miss Sheldon went to had with his wife and Miss Sheldon went to had with his wife and Miss Sheldon went to had with his wife and Miss Sheldon went to had with his wife and Miss Sheldon went to had with his wife and Miss Sheldon went to had with his wife and Miss Sheldon went to had with his wife and Miss Sheldon went to had with him with the him with his wife and Miss Sheldon went to had with his wife and Miss Sheldon went to had with his wife and Miss Sheldon went to had with his wife and Miss Sheldon went to had went his wife was his how and his wife was his

"Why, when you saw your sister that way did you not ask how she got hurt."
"Why!" almost shouted the young man in reply. "Why because my poor sister was hurt and I wanted to get help. I did not stop to ask how she got hurt."
While the court-room was yet ringing with his last pussionate words young Fosburg was permitted to step down. He resumed his sent with the family. Frederick W. Lund, bookkeeper for Mr. Fosburg, as called. He bearded at James Shepardson's house near the Fosburgs.
"Do you know of any man of the name of McElroy who owrked for Mr. Fosburg?"

Q. How was your mother dressed when she came in? A. In her night liress.
Q. And your father? A. He was in his in some respects it resembled Mr. James James Fosburg's Writing.

James Fosburg was recalled. He identified the names written on the paper as his handwriting. He had written them, he thought, at the request a the Chief, who wanted the names of some men who had worked for the Fosburgs.

# LOOKOUT

# BYCK BROS

Half-Yearly Sale of Finest Men's Clothing, Hats, Shoes and Furnishings is

Due Wednesday, July 24th.

Look Out for Detailed Advertisements to Follow. OWNTOWN STORE. S. W. Corner Fullon (Two Stores.) 154 to 164 East 125th St. and Nassau Sis. UPTOWN STORE OPEN EVENINGS.

# STRIKERS ON GUARD READY TO OPPOSE NON-UNION MEN

Armed Steel Workers Watch Every Point at McKeesport to Prevent Imported Laborers from Entering-Serious Trouble Imminent.

ble out of their beds and rush into the strike. streets at 4 o'clock this morning. Armed

curity by the declaration of Manager made and they jumped at the con-They were greatly excited when the

report reached them, and had the nonnowever, they could not find any confir-mation of the rumor. Committees were sylvania and Baltimore and Ohio rati-

# READY FOR A WINTER'S SIEGE.

"He said he had kept it in the burgar had stolen it."
The witness told of the coming of the dead." Capt. White gave his testimony in a melodramatic manner and tone.
"All of the family were dressed," the Captain said. "James Fosburg, however, were no coat or vest. I asked him if he had had a hand in the fight, and he said he had not."
Capt. White saw no signs of any one having entered the house by the cellar windows. He could find no tracks either in the dew the next morning to show that any one had run over the fields.

What Defendant field.

The offer of President McKinley to make him United States District Judge to sequently of the Treasury of the Treasury of the Pasaury of the place is \$6,000 a year. Mr. Clarke has a large and growing law practice and is in a position to amass a fortune. He has decided to take wealth rather than glory.

The declination of Mr. Clarke leaves the place open. Senator Platt wanted Robert C. Morris, President of the Republican County Committee, to take the judgeship, but Mr. Morris declined to have the best chance now.

What Defendant field.

"Did you have any talk with the defendant that you have not told?"
"Yee; he asked me if I had any one out looking for the burglars. He said:
"You catch them if you can.
"Beatrice Fosburg told me she did not see the burglars—that she was sleeping with her sister May. When May got up she did also, and when she heard the noise of the struggle she went bard and turned on the electric light."
"How long after you reached the house did Officer Flynn pick up this shoe?" Indicating the shoe James Fosburg had testified about.
"About two minutes."

strikers surrounded the mills of the lie would not discuss his plans for sheet steel combine and patrolled the this week. Much depended on circumstreets and river banks, determined to stances. The general plans of the Amaiprevent the importation of non-union gainsted Association were, of course, worknen.

There are some startling surprises in be made early to start the mills. The proper time comes for springing them, "Our people," said he, "have been say

ing and have fortified themselves ugainst such an emergency for three years. At present we are simply tak

report reached them, and had the non-union men arrived at that time there would have been bloodshed. As it was, down for the winter, undisturbed

Industrial Commission, which were sent

inferred that there might be a move the present strike. Mr. Shaffer said:

DR. BEYNON HELD.

cials of the Amalgamated Association." He would not discuss his plans for the National Tube Company discharging "If the company should discharge under these circumstances grounds for enforcing article 19, section 25, we should have to require the reinstatement of

"If that were not done we should be compelled to call out all amalgamated men working in the plants of the National Tube Company."

In reply to the question "In organizing these men had you planned to draw them into the strike" the Amalgamated President replied:

"At our last conference a preposition to the manufacturers practically limited

# With reference to the statements of D., L. & W. STRIKE IS AT AN END.

ing boiler-makers, machinists and founturned to work at the old rate of wages thout an adjustment of this strike, the company, following a decision of the men to return, that all of the 372 men who went on strike eight weeks ago assiduous efforts into his task as yeuld be taken back.

he did when he questioned me during the sessions of the Commission he will accomplish some good resettlement at the shops of the company

# ONE-TIME SPITTER HELD.

boarding-house at Clinton avenue and zelius, a plumber, twenty-four years old. Astor street, Newark, N. J., on Satur-of No. 407 Fourth avenue, on a Bixth ave day night, was arraigned before Judge nue "L" train to-day for spitting on the Lambert to-day and was held without floor of the car. The prisoner was taken ball to await the result of Campbell's before Magistrate Hogan in the West injuries. In court to-day Beynon acted in a peculiar manner. He absolutely re- "What have you to say?" asked the in a peculiar manner. He absolutely ter-fused to recognize E. S. Black, who Magistrate. "Your Honor I forgot myself," replied

he tell you where his sister stood when she was shot."
"He did not. He said she lay where she fell."
"History-Cases Over Their Heads.
"Did the elder Fosburg give you a description of the men?"
"He did not. He could not, as said, because they were pillow-cases over their heads."
The witness identified a mouse-colored derby hat that was handed to him by young Fosburg.
"Anything said about socks or pillow-cases that night?"

S. B. CLARKE DECLINES.

"Magistrate.
"Your Honor I forgot myself," replied the prisoner. "Well, you should not forget." answer-did he magistrate. "The Sanitary laws were made for the public good and must been good friends and there appears to have been no cause whatever for the shooting.

S. B. CLARKE DECLINES.

KNOX KNOCKS HARD.

Be U. S. District Judge.

# TO FIGHT CONSUMPTION.

War on Disease.

British Congress Meets to Wage

LONDON, July 22.-The British Congress on Tuberculosis, for the prevention f consumption, was opened to-day by Field Marshal H. R. H. the Duke of Cambridge, President of the Congress. He welcomed the foreign delegates to the Congress, and spoke of the interest taken in the Congress by King Edward, Lord Landowne, the Foreign Secre-

WASHINGTON, July 22.-Attorney of Secretary of War Root, has declined General Knox to-day declined to render

Wrapped in Newspaper. The body of a four-day-old baby was found in the ferry-house at St. George, Staten Island, to-day. The little corpse was nearly dressed in white and wrapped in a newspaper.. it was sent to the county farm at Fichmond.

# SCOW CAPTAIN DROWNED. Johnson Pell Into the North River

While at Work. John Johnson, twenty-four years old. captain of a scow crew, fell overboard at work to-day at Ninety-sixth street and North River, and was drowned,

# MEN'S Striped Flannel SUITS.

For a short, sharp, quick sale, about 5,000 high class Flannel Suits—and 5,000 quick men will pay \$5.00 and walk away with the biggest \$10 worth they ever got.

Clearing Price To





